

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	No. 10 Crim. 1205 (JSR)
	:	
v.	:	
	:	
LOUIS TOMASETTA and EUGENE HOVANEC,	:	
	:	
Defendants.	:	
-----	X	

**DEFENDANT LOUIS TOMASETTA'S**  
**WAIVER OF APPEARANCE AT PRETRIAL PROCEEDINGS**

**MORRISON & FOERSTER LLP**  
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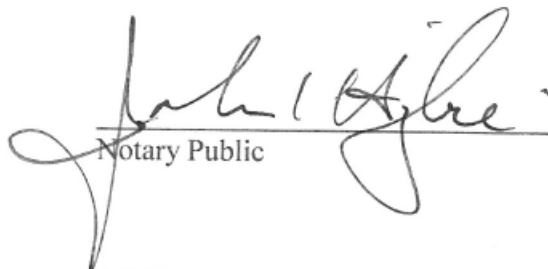
**LOUIS TOMASETTA**, being duly sworn, hereby states as follows:

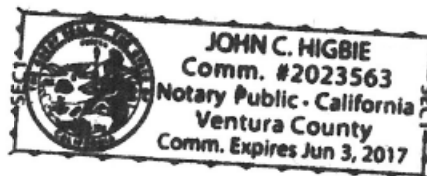
1. I am a named defendant in the above-entitled action.
2. I have been advised of my right to be present at all stages of the proceedings in this matter, including scheduling conferences and other pre-trial appearances. I have also been advised of the potential ramifications of waiving that right for certain pre-trial proceedings.
3. I do not reside in New York, and to avoid the expense of paying for my travel and accommodations to attend pretrial proceedings, I hereby freely and voluntarily waive my right to appear at pretrial proceedings. I understand that my interests will be fully represented by counsel at all such proceedings.

WHEREFORE, I respectfully request that the Court accept this waiver and excuse me from appearing at all pretrial proceedings in this matter.

  
LOUIS TOMASETTA

Sworn to before me this  
20<sup>th</sup> day of June, 2013.

  
Notary Public



ACCEPTED:

Dated: New York, New York

\_\_\_\_\_, 2013

\_\_\_\_\_  
THE HONORABLE JED S. RAKOFF  
UNITED STATES DISTRICT JUDGE